

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

JAMES M. PLASSE

Plaintiff,

vs.

TYCO ELECTRONICS  
CORPORATION,

Defendant.

Civil Action No. 04-CV-30056-MAP

**TYCO ELECTRONICS CORPORATION'S MOTION  
FOR LEAVE TO FILE REPLY TO  
PLAINTIFF'S OPPOSITION TO DISMISS COMPLAINT**

Tyco Electronics Corporation ("Tyco Electronics") hereby moves the Court for leave to file a brief Reply to the Plaintiff's Opposition to Tyco Electronics' Motion to Dismiss. See Ex.

1. This Reply serves two purposes. First, it seeks to clarify several of the issues raised by the plaintiff's opposition to Tyco Electronics' motion to dismiss. Second, it provides a second affidavit by Human Resources Director Maryann Ayala in response to the plaintiff's claim that Tyco Electronics has failed to provide a complete and accurate copy of the plaintiff's personnel file. Tyco Electronics' counsel has conferred with plaintiff's counsel about this motion for leave to file a reply, and plaintiff's counsel had no objections. Accordingly, Tyco Electronics believes that this Reply will assist the Court in resolving the pending Motion to Dismiss, and respectfully asks the court to consider the attached Reply.

Respectfully submitted,

TYCO ELECTRONICS CORPORATION,

By its attorneys:

/s/ Jeffrey D. Clements

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Jeffrey D. Clements, BBO #632544  
Ingrid S. Martin, BBO #653632  
Clements & Clements LLP  
50 Federal Street  
Boston, MA 02110  
(617) 451-1802

**CERTIFICATE OF SERVICE**

I, Jeffrey D. Clements, hereby certify that a copy of the foregoing document was served by first class mail to counsel of record for the plaintiff on March 4, 2005.

/s/ Jeffrey D. Clements

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Jeffrey D. Clements

**CERTIFICATION PURSUANT TO LOCAL RULE 7.1(A)(2)**

I, Jeffrey D. Clements, hereby certify that counsel discussed the above motion to for leave to file a reply with opposing counsel via telephone on March 3, 2005 and opposing counsel had no objections to the motion.

/s/ Jeffrey D. Clements

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Jeffrey D. Clements